

**BroadNet**  
**The BroadNet Alliance**

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Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
445 12 Street, SW  
Washington, DC 20554

Re: CC Docket No. 02-33 -- Appropriate Framework for Broadband Access to the Internet  
over Wireline Facilities  
*Ex Parte Communication*

Dear Mr. Caton:

Pursuant to Section 1.1206(a)(1) of the Commission's Rules, on behalf of The BroadNet Alliance (BroadNet), I am filing this letter electronically to report an oral ex parte communication in the above-referenced proceeding.

Yesterday, Gary Gardiner of the Washington ISP Association, David Robertson of the Texas ISP Association, Kitty Sachs of the Virginia ISP Association, Dusan Janjic of Rockbridge Global Village, Dave Baker of Earthlink, representing the California ISP Association, and I met with (in separate sessions) Marsha MacBride and Christopher Libertelli in the Chairman's office; Matthew Brill in Commissioner Abernathy's office; Robert Cannon in the Office of Plans and Policy, and Jeremy Miller, Brent Olson, Tom Navin, Shauti Gupta, Behzad Ghaffari, Cathy Carpino, Jerry Stanshine (via phone), Brad Koerner, and Pam Arluk in the Wireline Competition Bureau.

We reiterated BroadNet's position that the Computer Rules governing ISP access to incumbent telephone facilities are as critical to the development of broadband as they have been in the narrowband world. The same basic underlying transmission infrastructure remains the same, and the continued incumbent control of that transmission remains virtually monopolized. Should this critical access to those facilities no longer be made available to ISPs under the Computer Rules, the only remaining choice for broadband Internet access will be the incumbent's ISP, and the harm to the future development of the Internet will be considerable.

If there are any questions regarding this submission, please contact me at the above number.

Mr. William F. Caton  
July 24, 2002  
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Respectfully submitted,

Maura J. Colleton  
Executive Director  
BroadNet

Attachments

Cc: Meeting participants  
Marsha MacBride  
Christopher Libertelli  
Matthew Brill  
Robert Cannon  
Jeremy Miller  
Brent Olson  
Tom Navin  
Shauti Gupta  
Behzad Ghaffari  
Cathy Carpino  
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